

MINUTES

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

3/7/2006 4:30 pm

SUE BEITIA, CLERK

CASE NUMBER: CV 03-00385SOM-LEK

CASE NAME: Wayne Berry vs. HI Express Service, Inc., et al.

ATTYS FOR PLA: Timothy Hogan
Wesley Ichida

ATTYS FOR DEFT: Michael Baumann
Damian Capozzola
Lyle Hosoda
Raina Mead

INTERPRETER:

JUDGE: Susan Oki Mollway

REPORTER: Steve Platt

DATE: 3/7/2006

TIME: 9:00 - 9:30
10:05 - 10:10
11:40 - 11:55
3:35 - 3:45

COURT ACTION: EP: Further Jury Trial - 5th Day -

Court instructs the Jurors.

No objection to the manner or order in which the instructions were read.

9:30 a.m. - Jurors begin their deliberation.

Discussion held re: issue of statutory damages.

Mr. Hogan informed the Court that the plaintiff will not seek statutory damages.

Note from the Jury No. 1 - addressed and responded to.

3:15 p.m. - Jurors have reached a verdict.

3:35 p.m. - Jurors present.

Jurors informed the Court that they have reached a verdict, and the verdict is unanimous.

Verdict published.

Jurors polled, and the verdict is unanimous.

Jurors discharged.

Motions for Judgment as a Matter of Law - Denied.

Submitted by: Toni Fujinaga, Courtroom Manager.